



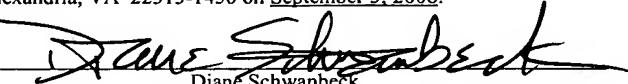
AF  
PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*In re* application of: )  
Andrew PERRY ) Attorney Docket No. LAM2P426  
Application No. 10/625,243 ) Group Art Unit: 1763  
Filed: July 22, 2003 ) Examiner: R.N. Kackar  
For: METHOD AND SYSTEM FOR ) Date: September 5, 2006  
ELECTRONIC SPATIAL FILTERING OF )  
SPECTRAL REFLECTOMETER ) Confirmation No. 9295  
OPTICAL SIGNALS )  
\_\_\_\_\_  
)

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on September 5, 2006.

Signed: 

Diane Schwanbeck

09/12/2006 SSESHE1 00000018 10625243

01 FC:1401 500.00 OP  
02 FC:1252 450.00 OP

### **NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS AND INTERFERENCES**

Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the Primary Examiner mailed April 5, 2006 finally rejecting Claims 8, 9, 19, 21, 22 and 23.

The items checked below are appropriate:

Appeal Fee:  \$250.00 (Small Entity)  \$500.00 (Large Entity)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply:

Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-

(d)) for the total number of months checked below:

<u>Months</u>	<u>Large Entity</u>	<u>Small Entity</u>
<input type="checkbox"/> one	\$120.00	\$ 60.00
<input checked="" type="checkbox"/> two	\$450.00	\$225.00
<input type="checkbox"/> three	\$1,020.00	\$510.00

If an additional extension of time is required, please consider this a petition therefor.

An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of  
\$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

**Total Fee Due**

Notice of Appeal Fee	\$ 500.00
Extension Fee	\$ 450.00
<b>Total Fee Due</b>	<b><u>\$ 950.00</u></b>

Enclosed is Check No. 16988 in the amount of \$950.00.

The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-0805 (Order No. LAM2P426).

Respectfully submitted,  
MARTINE PENILLA & GENCARELLA, LLP



Peter B. Martine  
Reg. No. 32,043

710 Lakeway Drive, Suite 200  
Sunnyvale, CA 94085  
(408) 749-6902  
**Customer No. 25920**